

**Exhibit B to  
Plaintiff's Renewed  
Motion to Compel and Response  
To Defendant's Motion for  
Protective Order**

**Alabama Uniform Traffic  
Incident Report**

Accident No.

Sheet 1 of 3 Sheet(s)

Microfilm No.

Local Case No:

3398

Shaded Areas To Be Used By Data Processing Only 2005-00070121

Vehicle Towed by Victim		B&K Wrecked Service		B&K Impound Lot		
Contributing Circumstances		Driver Maneuver		Pedestrian Action		Event Location
01 - Improper Passing	13 - Improper Driving Environ	25 - Veh Pushed by Person	01 - Go Straight Ahead	13 - Right Turn	63 - Ped/Cyclo Ride Against Traffic at Rd	01 - Cross/Enter Intersection
02 - Improper Lane Change/Usage	14 - Road Defect	26 - Veh Left Road	02 - Pass on Left	14 - Left Turn	64 - Ped/Cyclo Ride Across Road	02 - Cross/Enter - Other
03 - Improper Turn/U-Turn	15 - Vision Obstruction	27 - Driver Not in Control	03 - Pass on 1-Way Street	15 - U-Turn	65 - Ped/Cyclo Ride in Bike Path	03 - Walk in Road - With Traffic
04 - Following Too Close	16 - Defective Equipment	28 - Load Shift	04 - Pass on Right	16 - Start From Park	70 - Enter Parked Position	04 - Walk in Road - Against Traffic
05 - Misjudged Stopping Dist	17 - DUI	29 - Parts/Cargo From Veh	05 - Go Straight - Left Turn Lane	17 - Start in Traffic	71 - Parked - Legal	05 - Stand in Road - Against Traffic
06 - Over Speed Limit	18 - Under Max Speed	30 - Ped Violation	06 - Go Straight - Right Turn Lane	18 - Slowing/Stopping	72 - Parked - Illegal	06 - Get on/off Vehicle
07 - Avoid Object/Person/Veh	19 - Improper Load Size	31 - Veh Width/Height	07 - Change Lanes - Left	19 - Stopped in Traffic	81 - Backing	07 - Get on/off Vehicle
08 - Unseen Object/Person/Veh	20 - Improper Attachment	32 - Ped Under Influence	08 - Change Lanes - Right	20 - Avoid Object in Road	86 - Pushed by Vehicle	08 - In Road - Other Work
09 - Improper Backing	21 - Fail to Yield Right-of-Way	33 - Illegal/Improper Parking	09 - Merge - Left	21 - Exiting Private Road/Property	87 - Pushed by Pedestrian	09 - In Road - Playing
10 - Inop Traffic Control	22 - Driver Condition	67 - None	10 - Merge - Right	60 - Ped/Cyclo Ride with Traffic on Road	88 - Other	10 - In Road - Other
11 - Improper Ho Signal	23 - Wrong Side of Road	68 - Other	11 - Wrong Side of Road	61 - Ped/Cyclo Ride with Traffic on Road	89 - Unknown	11 - In Road - Other
12 - Failure to Heed Sign/Signal	24 - Veh Pushed/Towed by Veh	69 - Unknown	12 - Wrong Way - 1 Way	62 - Ped/Cyclo Ride Against Traffic in Rd	89 - Unknown	12 - On Roadway

Date 04-11-2005

SEE SHEET 2-4 OF 6

Diagram Not To Scale Diagram Scale 1 inch	= (20 feet) (10 feet)	Location  MONTGOMERY		06	05	A P M
Signature of Reporting Officer(s) <i>CAIKE</i>		Officer ID 328	Reporting Police Agency DRI 0030100	DATE 04 11 2005		

ALABAMA  
UNIFORM TRAFFIC ACCIDENT REPORTLOCAL CASE NO. 3398

Event # 70121

SHEET 5 OF 6 SHEET

AST No. 34 Rev. 4/88

## SUPPLEMENTAL SHEET

Unit No.	Seat Pos.	Injury Type	Age	Sex	Ejection	A

ADDITIONAL ACCIDENT VICTIMS

3	Name	Address								
	Taken to	Taken by								
4	Name	Address								
	Taken to	Taken by								
5	Name	Address								
	Taken to	Taken by								
6	Name	Address								
	Taken to	Taken by								
7	Name	Address								
	Taken to	Taken by								
8	Name	Address								
	Taken to	Taken by								
9	Name	Address								
	Taken to	Taken by								
10	Name	Address								
	Taken to	Taken by								
11	Name	Address								
	Taken to	Taken by								
12	Name	Address								
	Taken to	Taken by								

ADDITIONAL NARRATIVE SPACE

DESCRIBE WHAT HAPPENED (Refer to vehicles by number)

ADDITIONAL WITNESSES:

3. Jermale Ayers,	7140 Eastern Shores Road, Montgomery, AL	(334)270-8990
4. Michael Griggs	365 Law Road, Titus, AL	(334)613-7788
5. Stephen W. Hornsby	2395 Central Plank Road, Wetumpka, AL	(334)514-1869
6. Willie Rob Simmons	73 Cotton Blossom Road, Greenville, AL	(334)382-7167
7. Lisa Warr	2935 Highland Avenue, Montgomery, AL	(334)262-3508



Alabama Uniform Traffic Accident Report  
Truck/Bus Supplemental SheetUnit No. 1  
(same as on main report)Sheet 6 of 6 Sheets

## General Instructions

Complete this form for each qualifying vehicle ONLY if the accident meets BOTH of the following criteria:

1. The accident involved a qualifying vehicle (truck with 6 or more tires or Haz/Mat placard, or a bus designed to carry 16 or more, including driver) and;
2. The accident resulted in at least one of the following: A. one or more fatalities B. one or more persons injured and taken from the scene for immediate medical attention, or C. one or more involved vehicles had to be towed from the scene as a result of disabling damage or had to receive assistance to leave.

## Screening Information

## Number of Qualifying Vehicles:

Trucks with 6 or more tires or Haz/Mat placard 1  
 Buses designed to carry 16 or more (including driver) 0

## Number of Persons:

Sustaining fatal injuries 2  
 Transported for immediate medical treatment 0

Number of vehicles towed from scene due to damage or provided assistance 2

## Vehicle Information

## Gross Vehicle Weight Rating (GVWR)

A. Truck, tractor or bus 13500  
 B. Trailer or trailers (total) 15000  
 Total GVWR for unit (A+B) 28500

Total number of axles 5

## Hazardous Material Involvement

Did vehicle have a Haz/Mat placard \_\_\_\_ Yes X No

If Yes, include following information from placard

A. Name or 4-digit number from diamond or box N/AB. The 1 -digit number from bottom of diamond N/AWas hazardous material released from THIS vehicle's cargo? \_\_\_\_ Yes X No

## Vehicle Configuration (circle one number)

- 1 Bus      2 Single unit truck (2 axles/ 6 or more tires)      3 Single unit truck (3 or more axles)  
 4 Truck with trailer      5 Truck tractor only (bobtail)      6 Tractor with semi-trailer      7 Tractor with double trailers  
 8 Tractor with triple trailers      9 Unknown class heavy truck      10 Any other 4-tired vehicle

## Cargo Body Type (circle one number)

- 1 Bus      2 Van/enclosed box      3 Cargo tank      4 Flatbed      5 Dump  
 6 Concrete mixer      7 Auto transporter      8 Garbage/ refuse      9 Other \_\_\_\_\_

## Motor Carrier Information

NOTE: If NOT a motor carrier, enter NONE under Carrier Name, 0 for None under Carrier Identification Numbers, and go to Sequence Of Events Section

Carrier Name Benton Express Inc.Source (circle one number) 1 Vehicle side      2 Shipping papers      3 Driver      4 OtherCarrier mailing address (Street or P.O. Box) 2061 SCL DriveCity, State, Zip Jacksonville, Florida, 32209

Carrier Identification Numbers ( \_\_\_\_\_ None = 0)

US DOT 92694      ICC IVC 110410      STATE NO. \_\_\_\_\_      STATE \_\_\_\_\_

## Sequence of Events

Note: for THIS vehicle - list up to four      Event #1 15      Event #2 6      Event #3 10      Event #4 16EVENT  
CODES

- Non-Collision      1 Ran off road      2 Jackknife      3. Overturned (rollover)      4. Downhill runaway  
 5. Cargo loss or shift      6. Explosion or fire      7. Separation of units      8. Other non-collision  
 Collision With      9. Pedestrian      10. Non-parked vehicle      11. Parked vehicle      12. Train  
 13. Pedalcycle      14. Animal      15. Fixed object      16. Other object

Signature of Reporting Officer

Officer ID  
378Reporting Police Agency ORI  
0030100Date  
04-11-2005Time  
0605AM  
PM

## Definitions-

**Truck**

A motor vehicle designed, used or maintained primarily for the transportation of property. For the purpose of this form the vehicle must also meet one of the following criteria:

- Have at least 6 tires on the ground, or
- Carry a Hazardous Material Placard.

**Bus**

A motor vehicle providing seats for 16 or more persons including the driver and used primarily for the transportation of persons.

**Trailer**

A non-power vehicle towed by a motor vehicle.

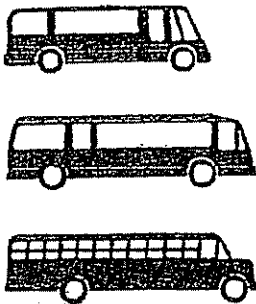
**Reportable Accident**

A highway related incident normally investigated by a police officer and reported on a standard accident report form involving one or more trucks or buses (as defined here) which results in:

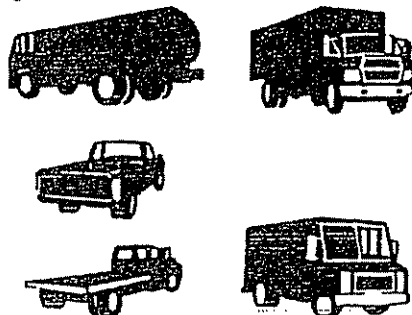
- One or more fatalities, or
- One or more non-fatal injuries requiring transportation for the purpose of obtaining immediate medical treatment, or
- One or more of the vehicles being removed from the scene as a result of disabling damage, or
- One or more vehicles requiring intervening assistance before proceeding under its own power.

## Typical Vehicle Silhouettes

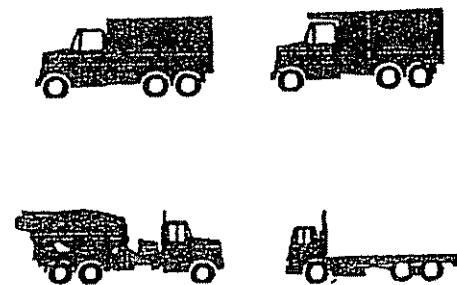
1. Bus



2. Single unit truck - 2 axles / 6 tires



3. Single unit truck - 3 axles



4. Truck with trailer



5. Truck tractor (bobtail)



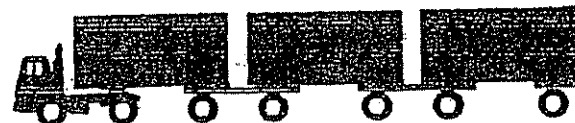
6. Tractor with semi-trailer



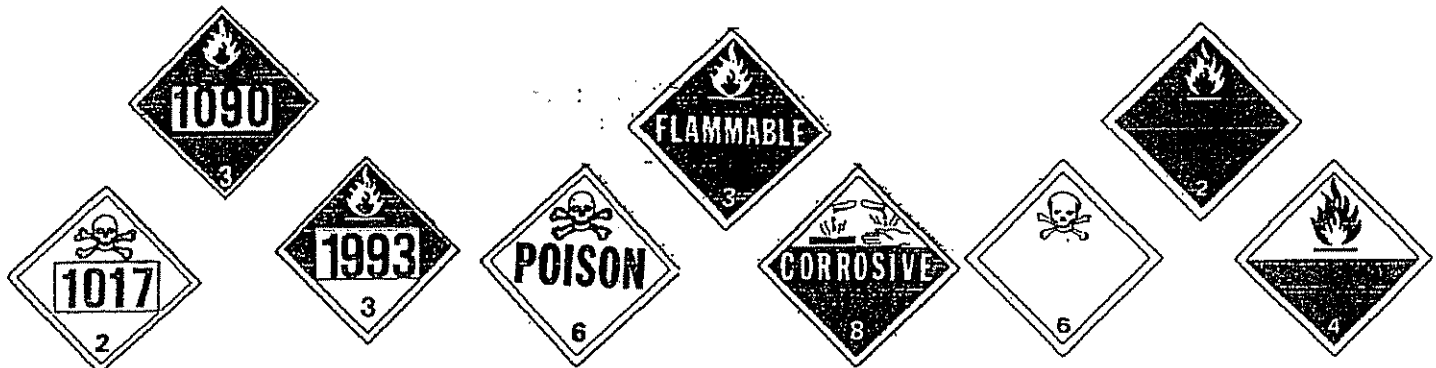
7. Tractor with double trailers

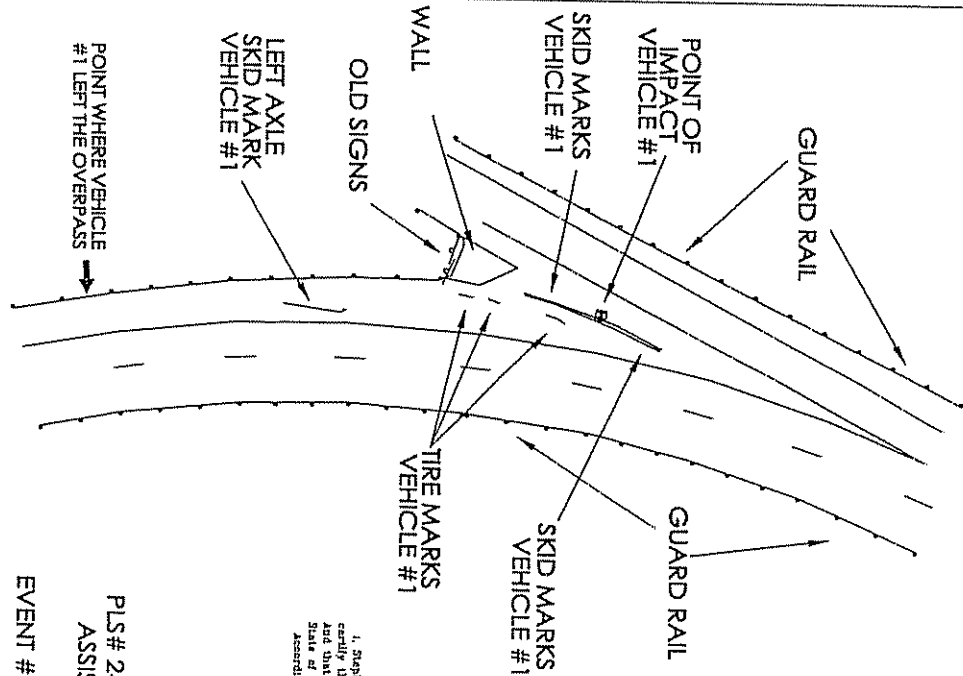


8. Tractor with triple trailers



## Typical Hazardous Material Placards





# I-85 SOUTH AND I-65 INTERCHANGE (LEVEL 3 - I-85 SOUTH @ I-65 SOUTH ENTRANCE RAMP)

I, Stephen P. Jones a registered land surveyor in the state of Alabama do hereby certify that the foregoing plat or map of the property shown hereon is true and correct, and that said survey meets the Minimum Technical Standards for land surveying in the State of Alabama.

According to my survey this the 6th day of July, 2005.  
 Stephen P. Jones  
 AL Reg. No. 24026

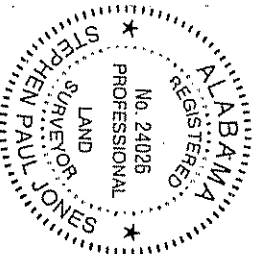
DRAWN BY : STEPHEN JONES  
 PLS# 24026/ CITY OF MONTGOMERY ENG DEPT  
 ASSISTED BY : CPL. K.E. GREEN / #328 &  
 CPL. R.A. BRADLEY / #081

EVENT # 70121 / 11 APRIL 2005 / 0605 HOURS  
 SHEET 2 OF 6 SHEETS

ALABAMA REGISTERED LAND SURVEYOR  
 No. 24026  
 PROFESSIONAL  
 STEPHEN P. JONES  
 LAND SURVEYOR  
 GRAPHIC SCALE  
 50 75 100 150



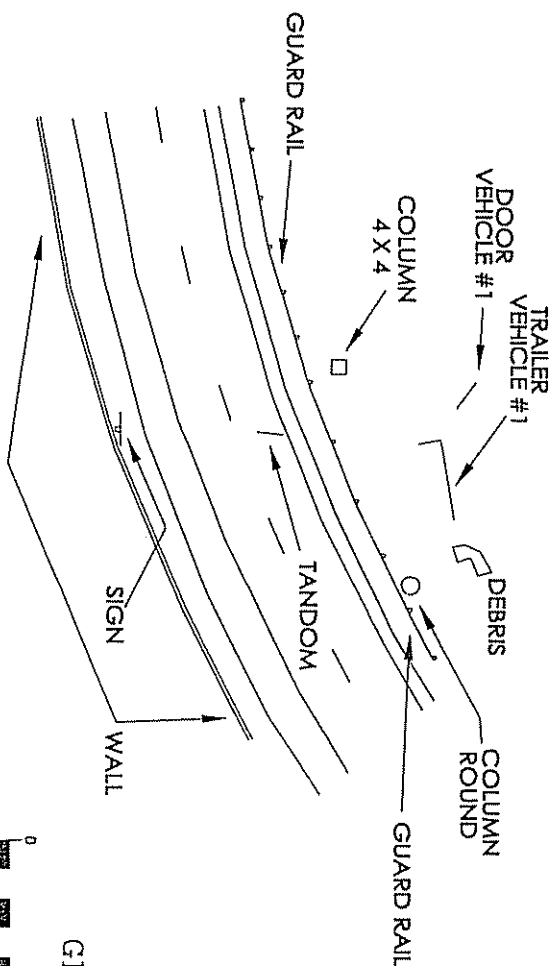
# I-85 SOUTH AND I-65 INTERCHANGE (LEVEL 1 - I-65 SOUTH EXIT RAMP TO I-85 NORTH)



I, Stephen P. Jones a registered land surveyor in the state of Alabama do hereby certify that the foregoing is a true and correct copy of the survey as shown and recorded, and that said survey meets the Minimum Technical Standards for land surveying in the State of Alabama.

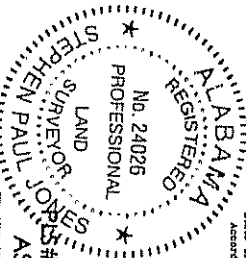
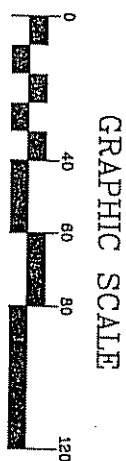
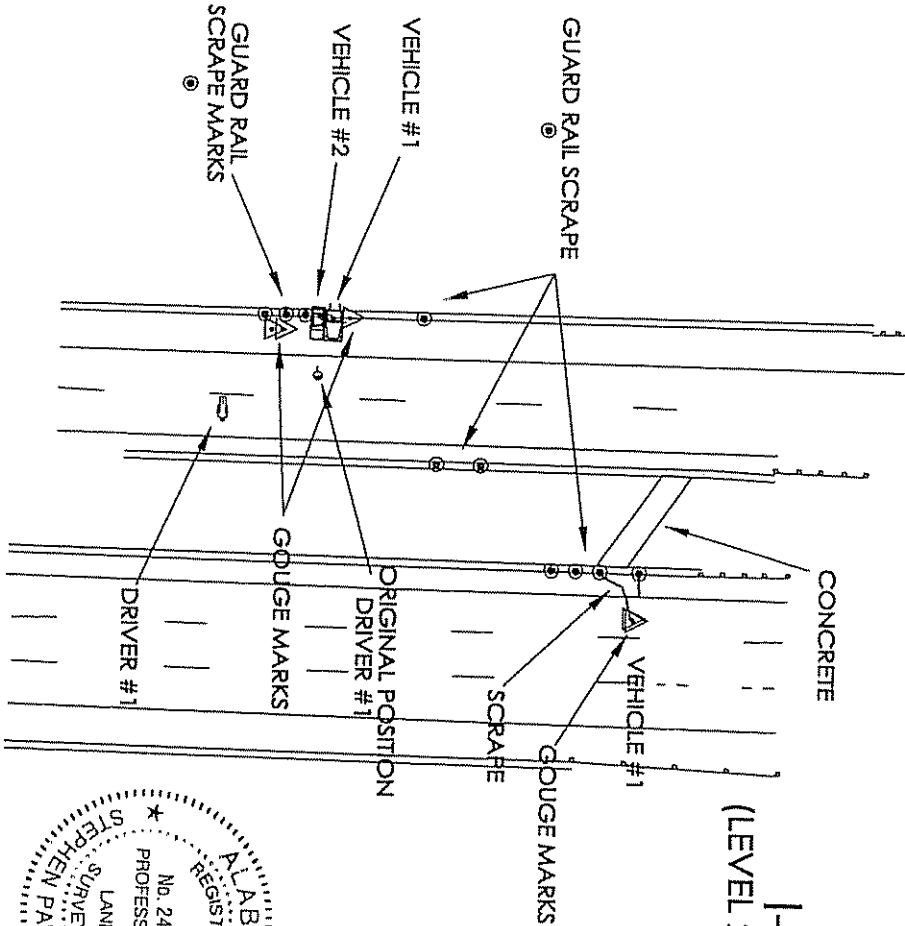
According to my survey this the 11th day of September, 2005.

*Stephen P. Jones*  
Stephen P. Jones  
LL 977 No. 24026



DRAWN BY : STEPHEN JONES  
PLS# 24026/ CITY OF MONTGOMERY ENG DEPT  
ASSISTED BY : CPL. R. A. BRADLEY / #081  
EVENT # 70121 / 11 APRIL 2005 / 0605 HOURS  
SHEET 4 OF 6 SHEETS

# I-85 SOUTH AND I-65 INTERCHANGE (LEVEL 2 - I-65 NORTH & SOUTH BOUND LANES)



I, Stephen P. Jones a registered land surveyor in the state of Alabama do hereby certify that the foregoing plat or map of the property shown herein is true and correct. Witness my hand and the seal of my office this 11th day of April, 2005.

*Stephen P. Jones*  
Stephen P. Jones  
Surveyor No. 24026

DRAWN BY: STEPHEN JONES  
CITY OF MONTGOMERY ENG DEPT  
ASSISTED BY: CPL R. A. BRADLEY / #081  
EVENT # 70121 / 11 APRIL 2005 / 0605 HOURS  
SHEET 3 OF 6 SHEETS